



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Denial of Verified Claim(s) against the City of Lodi

MEETING DATE: March 6, 2002

SUBMITTED BY: Human Resources Director

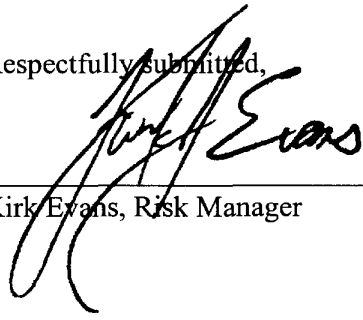
RECOMMENDED ACTION: To approve by motion action, denial of the following verified claim(s) filed against the City of Lodi:

A) Milton Klipfel	DOL: 1/29/02
B) Neil Gedda	DOL: 1/29/02
C) Bruce Salisbury	DOL: 1/29/02
D) Roger McCormick	DOL: 1/29/02
E) Jane Nuss	DOL: 1/29/02
F) Ray Maravilla	DOL: 1/29/02
G) Robert Gardner	DOL: 1/29/02
H) Gottlieb Kammerer	DOL: 1/29/02
I) Lorraine Bosholm	DOL: 1/29/02

BACKGROUND INFORMATION: Following review of verified claims filed against the City of Lodi, the City's contract administrator, Insurance Consulting Associates, Inc. (ICA) and Human Resources staff, recommend the City deny the subject claims.

FUNDING: None Required.

Respectfully submitted,


Kirk Evans, Risk Manager

cc: City Attorney

APPROVED: 

Jan Dixon Flynn -- City Manager

CITY COUNCIL

PHILLIP A. PENNINO, Mayor
SUSAN HITCHCOCK,
Mayor Pro Tempore
EMILY HOWARD
KEITH LAND
ALAN NAKANISHI

CITY OF LODI

CITY HALL
221 WEST PINE STREET, P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
HUMAN RESOURCES: (209) 333-6704
FAX (209) 333-6816

H. DIXON FLYNN
City Manager
SUSAN J. BLACKSTON
City Clerk
RANDALL A. HAYS
City Attorney

Notice of Claim Rejection

March 7, 2002

Milton Klipfel
1720 LeBec Court
Lodi, CA 95240

RE: Claim against the City of Lodi
Claimant: Milton Klipfel
Date of Loss: 1/29/02
Our Claim Number: 745-02

Dear Claimant:

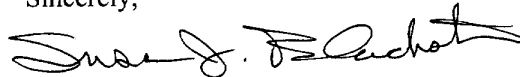
Notice is hereby given that the claim you presented to the City of Lodi on February 7, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to §128.7 and §1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,



Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

CITY COUNCIL

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Notice of Claim Rejection

March 7, 2002

Neil Gedda
1712 LeBec Court
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Neil Gedda
Date of Loss: 1/29/02
Our Claim Number: 748-02

Dear Claimant:

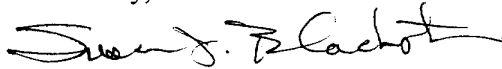
Notice is hereby given that the claim you presented to the City of Lodi on February 12, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

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Notice of Claim Rejection

March 7, 2002

Bruce Salisbury
7650 Realty Road
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Bruce Salisbury
Date of Loss: 1/29/02
Our Claim Number: 749-02

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on February 19, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

Please also be advised that, pursuant to §128.7 and §1038 of the California Code of Civil Procedure, the City will seek to recover all costs of defense in the event an action is filed in this matter and it is determined that the action was not brought in good faith and with reasonable cause.

Sincerely,



Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

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City Attorney

Notice of Claim Rejection

March 7, 2002

Roger McCormick
826 W. Turner Road
Lodi, CA 95240

RE: Claim against the City of Lodi
Claimant: Roger McCormick
Date of Loss: 1/29/02
Our Claim Number: 738-02

Dear Claimant:

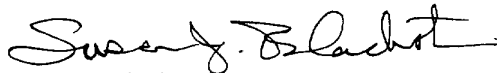
Notice is hereby given that the claim you presented to the City of Lodi on January 29, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

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Notice of Claim Rejection

March 7, 2002

Jane Nuss
1600 Edgewood Dr.
Lodi, CA 95240

RE: Claim against the City of Lodi
Claimant: Jane Nuss
Date of Loss: 1/29/02
Our Claim Number: 739-02

Dear Claimant:

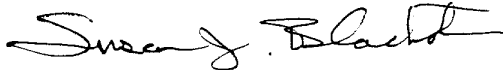
Notice is hereby given that the claim you presented to the City of Lodi on January 29, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

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City Attorney

Notice of Claim Rejection

March 7, 2002

Ray Maravilla
834 N. Ham Lane
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Ray Maravilla
Date of Loss: 1/29/02
Our Claim Number: 740-02

Dear Claimant:

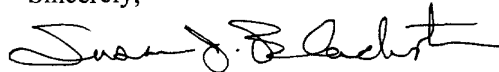
Notice is hereby given that the claim you presented to the City of Lodi on January 30, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

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City Attorney

Notice of Claim Rejection

March 7, 2002

Robert Gardner
1101 Edgewood Drive
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Robert Gardner
Date of Loss: 1/29/02
Our Claim Number: 741-02

Dear Claimant:

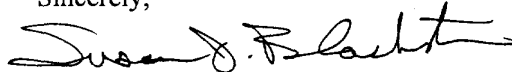
Notice is hereby given that the claim you presented to the City of Lodi on January 31, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Susan Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

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City Attorney

Notice of Claim Rejection

March 7, 2002

Gottlieb Kammerer
1424 Reiman Street
Lodi, CA 95242

RE: Claim against the City of Lodi
Claimant: Gottlieb Kammerer
Date of Loss: 1/29/02
Our Claim Number: 742-02

Dear Claimant:


Notice is hereby given that the claim you presented to the City of Lodi on February 4, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,


Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA

CITY COUNCIL

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City Attorney

Notice of Claim Rejection

March 7, 2002

Lorraine Bosholm
1400 W. Lockeford St. #7
Lodi, CA 95240

RE: Claim against the City of Lodi

Claimant: Lorraine Bosholm
Date of Loss: 1/29/02
Our Claim Number: 744-02

Dear Claimant:

Notice is hereby given that the claim you presented to the City of Lodi on February 6, 2002 was rejected as of the date of this letter.

Notice

Subject to certain exemptions, you have only six (6) months from the date that this notice was personally delivered or deposited in the mail to file a court action on your state law claims. See Government Code §945.6. The six month time limit referred to in this notice applies only to claims or causes of action which are governed by the California Tort Claims Act which does not apply to federal causes of action. Additionally, the Tort Claims Act contains certain exemptions. You may seek the advice of an attorney of your choice in connection with this matter. If you desire to consult with an attorney, you should do so immediately.

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Sincerely,



Susan J. Blackston
City Clerk

cc: City Attorney
Risk Manager
ICA